

08/16/01



08-17-01

A

Attorney's Docket No.

J466-001 CON 2**REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)**

Anticipated Classification of this Application:

Class: \_\_\_\_\_

Subclass: \_\_\_\_\_

Prior Application:

Examiner: Pollard, S.Art Unit: 3727

To the Commissioner of Patents and Trademarks:

This is a request for filing a ☒ continuation ☐ divisional application  
 under 37 CFR 1.53(b), of pending prior application serial number 09/660,686, filed on September 13, 2000 for  
ARRANGEMENT FOR RESEALING CARBONATED BEVERAGE CONTAINERS.

1. Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration as originally filed. I hereby verify that the attached papers are a true copy of the latest inventor signed prior application serial number 09/221,461 as originally filed on December 28, 1998, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

Claims:	(1) For	(2) Number Filed	(3) Number extra	(4) Rate	(5) Calculations
	Total Claims	11 - 20 =		x \$18.00	\$
	Independent Claims	2 - 3 =		x \$ 80.00	\$
	Multiple Dependent Claim(s) (if applicable)			+ \$270.00	\$
	Basic Fee:				\$ 355.00
					_____
				Total	\$ 355.00

2. ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **14-1431**.

3. [x] A check in the amount of \$ 355.00 is enclosed.
4. [x] Cancel in this application the original claims 1-26 of the prior application before calculating the filing fee.

5. [x] Amend the specification by inserting before the first line the sentence: -- This application is a [X] continuation, [ ] division, of application serial no. 09/660,686 which itself was a continuation of application no. 09/221,461 now U.S. Patent 6,155,452. --

6. [x] Transfer the drawings from the pending prior application to this application.

a. [X] New formal drawings are enclosed.

b. [ ] Priority of application serial no. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.

[ ] The certified copy has been filed in prior application serial no. \_\_\_\_\_ filed \_\_\_\_\_.

7. [ ] The prior application is assigned of record to \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_, recorded on \_\_\_\_\_.

8. [X] A preliminary amendment is enclosed.

9. [X] A verified statement claiming small entity status is enclosed in parent application Serial Number 09/221,461, filed December 28, 1998 and is still proper.

10. [ ] Also enclosed \_\_\_\_\_

11. [X] The power of attorney in the prior application is to

Angelo Notaro  
Reg. No. 27664

Peter C. Michalos  
Reg. No. 28643

Mark A. Conklin  
Reg. No. 39148

John Zaccaria  
Reg. No. 40241

- a. [X] The power appears in the original papers in the prior application.
- b. [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. address all future communications to:

**NOTARO & MICHALOS P.C.**  
**Empire State Building**  
**350 Fifth Avenue, Suite 6902**  
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August 16, 2001

*pay  
8/16/01*

  
Peter C. Michalos  
Reg. No. 28,643

Address of signator, attorney of record, filed under § 1.34 (a).

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**EXPRESS MAIL CERTIFICATE**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express mail in an envelope addressed to:

Commissioner of Patents and Trademarks, Washington, D.C. 20231 on: August 16, 2001

*Magdalena Delgado*  
MAGDALENA DELGADO

EXPRESS MAIL NO. EL 881335383 US

Dated: August 16, 2001

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